

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ALLY BANK, FIDELITY NATIONAL TITLE
INSURANCE COMPANY, ET AL.,

Plaintiffs,

vs.

JAMES C. CASTLE AKA J. CHRISTOPHER
CASTLE, *ET AL.*,

Defendants.

Case No.: 11-CV-896 YGR

**ORDER TO SHOW CAUSE AND CONTINUING
COMPLIANCE HEARING**

At the Case Management conference held October 22, 2012, the Court ordered Plaintiffs' counsel to "submit [a] statement by 11/9/12 regarding service of the 5 unserved defendants" and set a compliance hearing on November 16, 2012. (*See Minutes*, Dkt No. 281.) Plaintiffs' counsel failed to file a statement by November 9, 2012, and failed to appear at the compliance hearing.

Therefore, **BRUCE A. MCINTOSH, COUNSEL FOR PLAINTIFFS**, is **HEREBY ORDERED TO SHOW CAUSE** why he should not be sanctioned for failure to comply with this Court's Order of October 22, 2012.

A hearing on this Order to Show Cause will be held on Friday, **December 7, 2012**, on the Court's 9:01a.m. Calendar, in the Federal Courthouse, 1301 Clay Street, Oakland, California, in Courtroom 5.

1 Plaintiff's counsel must file a written response to this Order to Show Cause no later than
2 **November 30, 2012**, and must personally appear at the hearing. Neither a special appearance nor a
3 telephonic appearance will be permitted. Failure to file a written response or to appear personally
4 will be deemed an admission that no good cause exists for Plaintiff's counsel's failure to comply
5 with the Court's October 22, 2012 Order and that the imposition of monetary sanctions is
6 appropriate.

7 In addition, the compliance hearing set for November 16, 2012, is **CONTINUED to December**
8 **7, 2012**, at 9:01 a.m. Plaintiff's counsel shall file a status report regarding service of Defendants
9 George Larsen, CF Escrow and Bug Realty, setting forth whether service of process has been
10 accomplished and, if not, the efforts Plaintiff has made and the how much additional time Plaintiff
11 seeks to complete service of these Defendants. Such status report shall be filed no later than
12 **November 30, 2012**.

13 If the Court is satisfied with the written response and status report, it may elect to vacate the
14 hearing.

15 **IT IS SO ORDERED.**

16 **Dated: November 16, 2012**

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18 YVONNE GONZALEZ ROGERS
19 UNITED STATES DISTRICT COURT JUDGE
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